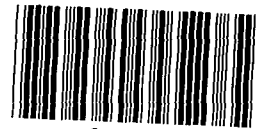




Norman H. Bangerter
Governor
Kenneth L. Alkema
Executive Director
Kent P. Gray
Director

STATE OF UTAH
DEPARTMENT OF ENVIRONMENTAL QUALITY
DIVISION OF ENVIRONMENTAL RESPONSE AND REMEDIATION

1950 West North Temple
Salt Lake City, Utah
(801) 536-4100
(801) 536-4099 Fax



335173

7033

Reply to: State of Utah
ERRC-330-92
Division of Environmental Response and Remediation
Department of Environmental Quality
Salt Lake City, Utah 84114-4840

May 29, 1992

SF FILE NUMBER
S-5.03

Martha Nicodemus
U.S. EPA Region VIII
999 18th Street, Suite 500
Denver, Colorado 80202-2405

Dear Ms. Nicodemus:

Enclosed is a revised preapplication for amendment #64 to the Multi-Site Cooperative Agreement. This amendment will provide \$10,000 for participation in negotiations of Remedial Investigation and Feasibility Study activities at the Richardson Flat Site. If this preapplication is acceptable, please treat it as an application. We will forward a Governor's clearinghouse letter at your request.

Please call Daniel Symonik or Muhammad Slam at (801) 536-4100, if you have any questions.

Sincerely,

Kent P. Gray, Director
Division of Environmental Response and Remediation

KPG/DMS/MAS/dkh

Enclosure

RICHARDSON FLAT
UTD #980952840

Funding Application For Participation In RI/FS Oversight Negotiations

Narrative

The Utah Department of Environmental Quality, Division of Environmental Response and Remediation is submitting this application to obtain funding for participation in the RI/FS oversight negotiations for the Richardson Flat Site (the "Site").

Background

Richardson Flat Tailings lies within the northwest quarter of Section 1 and the northeast quarter of Section 2, Township 2 South, Range 4 East, Salt Lake Meridian, in Summit county, Utah. The tailings cover an area of approximately 160 acres on a topographic depression located one and one-half miles northeast of the town of Park City. The mill tailings at Richardson Flat came from the Keetley Ontario Mine and other metal mining operations currently owned by United Park City Mines (UPCM).

The original site investigation at Richardson Flat Tailings was conducted during the summer of 1985. In July, 1986 the high-volume air sampling was conducted at the site.

A Hazardous Ranking System (HRS) package for Richardson Flat Tailings was submitted to EPA headquarters on September 3, 1987. Based on documented observed releases of inorganic contaminants to surface water and air, the site received an overall migration score exceeding the 28.5 threshold value required for nomination to the National Priorities List (NPL). Proposal of Richardson Flat Tailings to the NPL appeared in the Federal Register on June 14, 1988. The site was not finalized on the NPL based upon comments received from the PRPs on the proposed listing. Richardson Flat was repropoed on the NPL listing under the revised HRS in February 1992. The comment period on the proposed listing expired on April 6, 1992. At this time, it is anticipated that the RI/FS will proceed with PRP funding, with oversight provided by EPA and the State.

Authority

The State of Utah submits this application in accordance with applicable EPA assistance regulations, including those contained in CERCLA 42 U.S.C. § 9601 et seq., 40 CFR Part 35, Subpart O, and under the authority of the Utah Hazardous Substances Mitigation Act, Utah Code Ann., § 19-6-323.

Scope of Work

Under this Cooperative Agreement (CA), the State will have an active role in participating in negotiations with the EPA and with the PRPs for the Site. The goal of these negotiations will be an Agreement whereby the PRPs agree to conduct the RI/FS activities at the Site with oversight from EPA and the State.

Funded tasks and activities include the following:

- Coordination with EPA's RPM for this project.
- Coordination with staff attorney as necessary.
- Development of SSEA prior to participation in RI/FS oversight negotiations.
- Coordination with the Utah Attorney General's Office as necessary, in accordance with the special conditions language in the SSEA.
- Travel for State personnel to visit the site and to attend key meetings concerning the project.
- Participate in negotiation meetings with EPA and the PRPs.
- Review and comment on relevant administrative and technical documents.
- Coordination of community relations activities.
- Incidental costs, such as telephone use, postage, copying, associated with the above activities.
- Indirect costs in accordance with the State's approved indirect cost rate.

We understand that EPA is planning to fund the above tasks in increments. Therefore, we will submit another application(s) in the future for additional funding.

UTAH DEPARTMENT OF HEALTH
OCCUPANCY INFORMATION

DATE: MAY 26, 1992

1. NAME OF GRANT: RICHARDSON FLAT MSCA #64
2. STATE APPLICATION IDENTIFIER NUMBER: UT 08801120-010
3. GRANT PERIOD: FROM: ONGOING TO: 9/30/93
4. IS THIS A NEW SOURCE OF FUNDING? ☐ YES ☒ NO
(i.e. not a continuation of an existing grant, but new grant funds)
5. WILL THIS GRANT CONTINUE OR RENEW IN THE FUTURE? ☒ YES ☐ NO
6. WILL THE RECEIPT OF THIS GRANT RESULT IN A DECREASE OR INCREASE OF
EMPLOYEES IN YOUR DIVISION?

☒ NO (attach to grant application and send to Mina)

☐ YES (complete the following information. have general
services sign off, and then attach to grant application and
send to Mina.) Attach additional sheets if needed.
7. HOW MANY NEW EMPLOYEES? _____

7a. In What Buildings Will They Be Located? _____

7b. Work Space Required (prof. tech. etc.) _____

7c. Telecommunication/Data Requirements _____
8. HOW WILL THE COST OF NEW WORKSPACE BE FUNDED?

.....
GENERAL SERVICES

- o Costs Required for 1st Year: _____
- o Subsequent Years: _____

GENERAL SERVICES SIGNATURE

DATE:

.....
DIVISION/BUREAU: _____

DIVISION DIRECTOR

BUREAU DIRECTOR

APPLICATION FOR FEDERAL ASSISTANCE

1. TYPE OF SUBMISSION: Application <input type="checkbox"/> Preapplication <input type="checkbox"/>		2. DATE SUBMITTED 5/26/92	Applicant Identifier MSCA #64
3. DATE RECEIVED BY STATE 1/12/88		State Application Identifier UT-088112-010	
4. DATE RECEIVED BY FEDERAL AGENCY		Federal Identifier V008427 01-04	

5. APPLICANT INFORMATION	
Legal Name: DEPARTMENT OF ENVIRONMENTAL QUALITY	Organizational Unit: ENVIRONMENTAL RESPONSE AND REMEDIATION
Address (give city, county, state, and zip code): OFFICE OF EXECUTIVE DIRECTOR DEPARTMENT OF ENVIRONMENTAL QUALITY STATE OF UTAH SALT LAKE CITY, UTAH 84114-4810	
Name and telephone number of the person to be contacted on matters involving this application (give area code): URSULA K. TRUEMEN (801)536-4100	
6. EMPLOYER IDENTIFICATION NUMBER (EIN): 8171 - 6101015145	7. TYPE OF APPLICANT: (Enter appropriate letter in box) A. State <input type="checkbox"/> B. County <input type="checkbox"/> C. Municipal <input type="checkbox"/> D. Township <input type="checkbox"/> E. Interstate <input type="checkbox"/> F. Intermunicipal <input type="checkbox"/> G. Special District <input type="checkbox"/> H. Independent School Dist. <input type="checkbox"/> I. State Controlled Institution of Higher Learning <input type="checkbox"/> J. Private University <input type="checkbox"/> K. Indian Tribe <input type="checkbox"/> L. Individual <input type="checkbox"/> M. Profit Organization <input type="checkbox"/> N. Other (Specify): <input type="checkbox"/> A
8. TYPE OF APPLICATION: <input type="checkbox"/> New <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Revision	
9. Revision, enter appropriate letter(s) in box(es): A. Increase Award B. Decrease Award C. Increase Duration D. Decrease Duration Other (Specify):	

10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 66 - 802	9. NAME OF FEDERAL AGENCY U.S. EPA REGION VIII
TITLE:	11. DESCRIPTIVE TITLE OF APPLICANTS PROJECT: CERCLA MULTISITE AGREEMENT NO.64 This amendment will provide funding to participate in RI/FS oversight negotiations for the RICHARDSON FLAT site.
12. AREAS AFFECTED BY PROJECT (cities, counties, states, etc.): SALT LAKE COUNTY	

13. PROPOSED PROJECT: Start Date: 5/26/92 Ending Date: 9/30/93		14. CONGRESSIONAL DISTRICTS OF: a. Applicant: STATEWIDE b. Project:	
15. ESTIMATED FUNDING: a. Federal \$ 10,000 b. Applicant \$ c. State \$ d. Local \$ e. Other \$ f. Program Income \$ g. TOTAL \$ 10,000		16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS? a. YES. THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON: DATE 5/26/92 b. NO. <input type="checkbox"/> PROGRAM IS NOT COVERED BY E.O. 12372 <input type="checkbox"/> OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW	
		17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? <input type="checkbox"/> Yes If "Yes," attach an explanation. <input checked="" type="checkbox"/> No	

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT. THE DOCUMENT HAS BEEN DUL AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.		
a. Typed Name of Authorized Representative BRENT C. BRADFORD	b. Title DEPUTY DIRECTOR	c. Telephone number (801)538-6121
d. Signature of Authorized Representative	e. Date Signed	

BUDGET INFORMATION — Non-Construction Programs**SECTION A — BUDGET SUMMARY**

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. RICHARDSON FLAT #64	66.802	\$	\$	\$ 10,000	\$	\$ 10,000
2.						
3.						
4.						
5. TOTALS		\$	\$	\$ 10,000	\$	\$ 10,000

SECTION B — BUDGET CATEGORIES

6 Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY				Total (5)
	(1)	(2)	(3)	(4)	
a. Personnel	\$ 6,136	\$	\$	\$	\$ 6,136
b. Fringe Benefits	1,964				1,964
c. Travel	100				100
d. Equipment	0				0
e. Supplies	40				40
f. Contractual	50				50
g. Construction	0				0
h. Other	600				600
i. Total Direct Charges (sum of 6a - 6h)	8,890				8,890
j. Indirect Charges	1,110				1,110
k. TOTALS (sum of 6i and 6j)	\$ 10,000	\$	\$	\$	\$ 10,000
7 Program Income	\$	\$	\$	\$	\$

SECTION C - NON-FEDERAL RESOURCES

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e) TOTALS
8.	\$	\$	\$	\$
9.				
10.				
11.				
12. TOTALS (sum of lines 8 and 11)	\$	\$	\$	\$

SECTION D - FORECASTED CASH NEEDS

	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ 10,000	\$	\$	\$ 2,000	\$ 8,000
14. NonFederal					
15. TOTAL (sum of lines 13 and 14)	\$ 10,000	\$	\$	\$ 2,000	\$ 8,000

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT

(a) Grant Program	FUTURE FUNDING PERIODS (Years)			
	(b) First	(c) Second	(d) Third	(e) Fourth
16.	\$	\$	\$	\$
17.				
18.				
19.				
20. TOTALS (sum of lines 16 - 19)	\$	\$	\$	\$

SECTION F - OTHER BUDGET INFORMATION

(Attach additional Sheets if Necessary)

21. Direct Charges:	22. Indirect Charges: BASED ON 13.7% PERSONNEL AND FRINGES
---------------------	---

23. Remarks

Richardson Flat
RI/FS Negotiation Funding Request

A.	POSITION TITLE	\$/HRS	HOURS	COST	TOTAL
	Division Director	\$30	8	\$240	
	E.H. Manager II	\$25	10	\$250	
	E.H. Manager I	\$22	23	\$506	
	Toxicologist	\$20	12	\$240	
	E.H. Scientists/inc proj mgr	\$20	170	\$3,400	
	Community Relations Specialist	\$16	25	\$400	
	Attorney	\$20	40	\$800	
	Accountant	\$12	10	\$120	
	Secretary	\$10	18	\$180	
	Subtotal				\$6,136
B.	Fringes @ 32% Personnel				\$1,964
	ITEM		QTY	UNIT	TOTAL
C.	Travel - Coord trips		1	\$100	\$100
D.	Equipment		0	\$0	\$0
E.	Supplies-Office		1	\$40	\$40
F.	Contractual - Attorney General		1	\$50	\$50
G.	Construction		0	\$0	\$0
H.	Other-Telephone, Mailing, Rent @ 10%		1	\$600	\$600
I.	Total Direct Charges				\$8,890
J.	Indirect @ 13.7% of P&F				\$1,110
	Total				\$10,000



EPA Project Control Number

United States Environmental Protection Agency
Washington, DC 20460

Certification Regarding Debarment, Suspension, and Other Responsibility Matters

The prospective participant certifies to the best of its knowledge and belief that it and its principals:

- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- (b) Have not within a three year period preceding this proposal been convicted of or had a civil judgement rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.

I understand that a false statement on this certification may be grounds for rejection of this proposal or termination of the award. In addition, under 18 USC Sec. 1001, a false statement may result in a fine of up to \$10,000 or imprisonment for up to 5 years, or both.

Typed Name & Title of Authorized Representative

Brent C. Bradford

Deputy Director

Signature of Authorized Representative

Date

☐ I am unable to certify to the above statements. My explanation is attached.

Appendix A to Part ____ - Certification Regarding Lobbying

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature

Date

ASSURANCES — NON-CONSTRUCTION PROGRAMS

Note: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. § 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply with the provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§ 276a to 276a-7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. §§ 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327-333), regarding labor standards for federally assisted construction subagreements.



DEPARTMENT OF HEALTH
DIVISION OF ENVIRONMENTAL HEALTH

Norman H. Bangerter
Senior
Suzanne Dando, M.D., M.P.H.
Executive Director
Kenneth L. Aikema
Director

288 North 1460 West
P.O. Box 16690
Salt Lake City, Utah 84116-0690
801-538-6121

STATE OF UTAH
DEPARTMENT OF ENVIRONMENTAL QUALITY

DRUG-FREE WORKPLACE CERTIFICATION

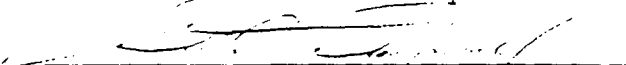
CERTIFICATION REQUIREMENTS: In compliance with the Federal Drug-Free Workplace Act of 1988, the State of Utah, Department of Environmental Quality, certifies through adoption of the following federal certification requirements that it will maintain workplaces that are free of unlawful use, manufacture, distribution, dispensing and possession of controlled substances.

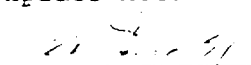
The grantee further certifies that rules and policies have been implemented to provide material representation and assurance of compliance. The grantee certifies that it is providing for a Drug-Free Workplace by:

- A. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- B. Establishing a drug-free awareness program to inform employees about-
 1. The dangers of drug abuse in the workplace;
 2. The grantee's policy of maintaining a drug-free workplace;
 3. Any available drug counseling, rehabilitation, and employee assistance programs; and
 4. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- C. Making it a requirement that each employee to be engaged in the performance of the grant be give a copy of the statement required by paragraph A;
- D. Notifying the employee in the statement required by paragraph A that, as a condition of employment under the grant, the employee will -
 1. Abide by the terms of the statement; and
 2. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction;
- E. Notifying the agency within ten days after receiving notice under subparagraph D-2 from an employee or otherwise receiving actual notice of such conviction;
- F. Taking one of the following actions, within 30 days of receiving notice, under subparagraph D-2 with respect to any employee who is so convicted -
 1. Taking appropriate personnel action against such an employee, up to and including termination; or
 2. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
- G. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs A, B, C, D, E, and F.

This certification is for the Utah Department of Environmental Quality.
This certification is for Fiscal Year 1992.

I affirm that this certification contains no misrepresentations or falsifications or otherwise violates the requirements for the Drug-Free Workplace Act.


Brent C. Bradford, Deputy Director


Suzanne Dando, Executive Director